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Attorney Docket No. CSLL-624  
56247-188



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: William P. Kelleher et al.  
Serial No: 09/916,419  
Filing Date: July 27, 2001  
Title: **FLUORESCENCE DETECTION SYSTEM INCLUDING A  
PHOTONIC BAND GAP STRUCTURE**  
Art Unit: 2878

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20251.

Date:

2-15-02

  
Diane Valeta

Dear Sir:

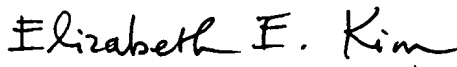
Transmitted herewith for filing are the following documents:

- ☒ Petition for Two Month Extension of Time
- ☒ Copy of Notice to File Missing Parts
- ☒ Declaration for Patent Application
- ☒ Response to Notice to File Missing Parts, including eight (8) Sheets of Formal Drawings
- ☒ Request for Correction to Filing Receipt

A \$265.00 check is enclosed (\$200.00 two month extension of time set forth in 37 CFR 1.136(a); and \$65.00 surcharge for a small entity set forth in 37 CFR 1.16(e) in compliance with 37 CFR 1.27). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1133.

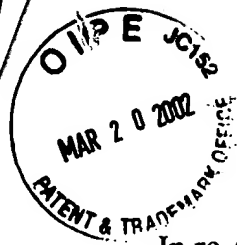
Respectfully submitted,

By



Elizabeth E. Kim, Reg. No. 43,334  
McDERMOTT, WILL & EMERY  
28 State Street  
Boston, MA 02109  
Tel (617) 535-4411  
Fax (617) 535-3800

Date: February 15, 2002



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Receipt *[Signature]*  
#5

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CERTIFICATE OF MAILING

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Date: 2-15-02

*[Signature]*  
Diane Valeta

Assistant Commissioner For Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

Sir:

REQUEST FOR CORRECTION TO FILING RECEIPT

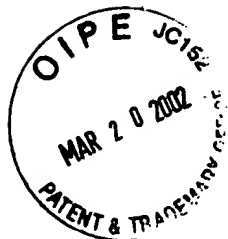
Please correct the Filing Receipt for the above-referenced application as indicated in red on the enclosed copy. In particular, please change applicant's correspondence address by adding Elizabeth E. Kim.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to call me at 617-535-4411.

Respectfully submitted,

By Elizabeth E. Kim  
Elizabeth E. Kim, Reg. No. 43,334  
McDERMOTT, WILL & EMERY  
28 State Street  
Boston, MA 02109  
Tel (617) 535-4411  
Fax (617) 535-3800

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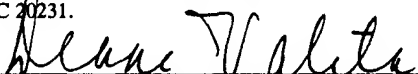
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Date: 2-15-02

  
Diane Valeta


Dear Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice to Filing Missing Parts dated October 16, 2001, for the above-identified application, Applicants submit four (4) sheets of formal drawings. Applicants note that a Request to Rescind Previous Nonpublication Request was submitted on October 29, 2001, and therefore the above-referenced application, including figures, will be published. Applicants hereby request that the four (4) formal drawings submitted herein be substituted for the originally filed drawings.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1133.

Respectfully submitted,

By   
Elizabeth E. Kim, Reg. No. 43,334  
McDERMOTT, WILL & EMERY  
28 State Street  
Boston, MA 02109  
Tel (617) 535-4411  
Fax (617) 535-3800

Date: February 15, 2002

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WASHINGTON, D.C. 20231  
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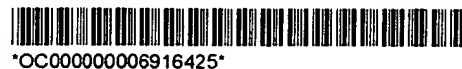
APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/916,419	07/27/2001	William P. Kelleher	CSL.L-624

CONFIRMATION NO. 8855

## FORMALITIES LETTER

McDermott, Will & Emery  
28 State Street  
Boston, MA 02109

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Date Mailed: 10/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

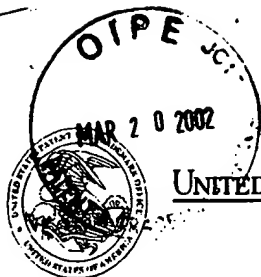
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

13/22/2002 SSESHE1 00000067 09916419

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/916,419	07/27/2001	2878	364	CSLL-624	4	21	2

*Elizabeth E. Kim*  
McDermott, Will & Emery  
28 State Street  
Boston, MA 02109

**RECEIVED**  
OCT 18 2001  
MW&E

5642-188

**CONFIRMATION NO. 8855**

**FILING RECEIPT**



\*OC00000006916424\*

Date Mailed: 10/16/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

William P. Kelleher, Acton, MA;  
Stephen P. Smith, Medford, MA;  
Richard E. Stoner, Framingham, MA;

**Domestic Priority data as claimed by applicant**

THIS APPLN CLAIMS BENEFIT OF 60/244,279 10/30/2000

**Foreign Applications**

If Required, Foreign Filing License Granted 10/16/2001

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

**Title**

Fluorescence detection system including a photonic band gap structure

**Preliminary Class**

250

**DOCKETED**  
**PCM**

12/16/01 Correct Filing  
Receipt  
(4/16/02 FWA)